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VIA FACSIMILE AND MAIL (916) 341-5620Ms. Debbie Irvin, Clerk to the Board
State Water Resources Control Board
1001 "I" Street, 24th Floor [95814]
P. O. Box 100
Sacramento, CA 95812-0100Re: **Comments regarding the Reissuance
of the Industrial General Permits**

Dear Ms. Irvin::

Best Best & Krieger LLP hereby submits comments on behalf of over seventy (70) public entities (the "Permittees") regarding the reissuance of the Industrial General Permit, notice of which was publicly posted December 15, 2004. The Permittees we represent include school districts, sewage treatment plants, community college districts, community services districts, and other special districts.

The Permittees understand the impact of storm water pollution and seek to proactively work with the State Water Resources Control Board ("SWRCB") to reduce storm water pollution by raising issues and addressing concerns related to the reissuance of the Industrial General Permit. Therefore, in our comments below we have focused on the issues that are likely to arise from the most recent revisions to the Permit, particularly the four new requirements which were outlined in the public notice posted on December 15, 2004 and which will be discussed at the public hearings scheduled by the SWRCB on this matter. None of the comments or examples included below are intended to limit the scope of the analysis of the SWRCB in its responses.

COMMENTS**1. Minimum Best Management Practices and Storm Water Pollution Prevention Plan Issues:**

The Draft Permit SWRCB finding number 4 provides that the "General Permit does not apply to storm water discharges and non-storm water discharges that are regulated by other individual or general NPDES permits." In the situation where a Permittee's discharge is not yet governed by any NPDES permit and the discharge could be covered by either the Industrial